

**Committee of Physical Therapy  
Minutes**

**Date:** November 18, 2005

**Time:** 12:30 p.m.

**Location:** Tennessee Conference Room  
Ground Floor, Cordell Hull Building  
425 Fifth Avenue North  
Nashville, TN 37247-1010

**Members Present:** Dr. J. Randy Walker, Jr., Chair  
Blake Murphy  
Brigina Wilkerson  
Teresa B. Johnston, Interim Secretary

**Members Absent:** Robbie Bell, Ex Officio

**Staff Present:** Marva Swann, Unit Director  
Mary V. Webb, Board Administrator  
Nicole Armstrong, Advisory Attorney  
Rainey Irwin, Litigating Attorney  
Jerry Kosten, Regulations Manager

**Staff Absent:** Lea Phelps, Disciplinary Coordinator

**Guest (s)** Mike Harkreader, Representative of TNPAP  
Alan Meade, PT Board Consultant  
Dr. Cathy Hinton, Representative of TPTA

With a quorum being present, the meeting was called to order at 12:30 p.m. by Dr. J. Randy Walker, Jr.

**Office of General Counsel (OGC)**

Nicole Armstrong, Advisory Attorney, advised the Committee of the Conflict of Interest policy and for anyone who had not signed a form as to their acknowledgment of said policy to please do so.

The complete OGC report was presented at the full board meeting held today, November 18, 2005.

### **OGC Contested Case(s)/Agreed Order(s)/Consent Order(s)/Order of Compliance**

Ms. Nicole Armstrong presented the Committee with an order of compliance for Jamie Ray, PT. Ms. Armstrong explained to the Committee that Ms. Ray had complied with the terms and conditions of the consent order that was imposed in November 2004.

A motion was made by Ms. Wilkerson and seconded by Ms. Johnston to accept the order of compliance for Ms. Ray. The motion carried.

Ms. Armstrong presented the Committee with an order of compliance for Felisa Odle stating that the terms and conditions for her consent order have been fulfilled. A motion was made by Mr. Murphy and seconded by Ms. Johnston to accept the order of compliance. The motion carried.

### **Office of Investigations Reports**

Disciplinary Report – Lea Phelps reported that there is currently one (1) physical therapist assistant and two (2) physical therapists being monitored.

Investigative Report – There are currently nine (9) open complaints in the office of investigations.

### **Discussion**

Credentialing Agencies - Dr. Walker suggested to the Committee that it should consider the use of other credentialing agencies as well as FCCPT for the evaluation of the education for foreign trained therapists.

Dr. Walker will look into creating a task force to investigate and do further research on other credentialing agencies and bring the findings back to the Committee at the next scheduled board meeting on February 10, 2006.

Discharge of PT patients - Dr. Walker presented to the Committee a letter that he had received from several physical therapists in the Knoxville area seeking clarification regarding the discharge summary in an acute care setting. Dr. Cathy Hinton says that the problem arises when a licensee takes the ethics and jurisprudence courses and the course teaches that the

evaluation must be written by a physical therapist when sometimes a physical therapist is not the last person to see the patient.

Ms. Armstrong stated that there would need to be a policy statement or a rule change to clear up the issue.

Dr. Walker suggested that a task force be selected to resolve the issue. The members selected for the task force are: Brigina Wilkerson, Susan Reynolds, and Annie Giffin. This discussion will be sunshined for the next scheduled board meeting in February 2006.

Review of PT/PTA files - Ms. Marva Swann made a suggestion that since the Committee of Physical therapy has so many file reviews with the remediations and credentials, that the Committee ought to consider having a Board Consultant to review the files as this would expedite the process at the meeting board meeting is in held. Dr. Walker stated that he would compile a list of general guidelines by which to review the files.

Email from Randall Johnson - Mr. Johnson wanted an interpretation of the Home Health Aides policy. Ms. Armstrong reminded the Committee that the Committee does not interpret the rules and that Mr. Johnson may have to seek an Attorney of his own to file a declaratory order for a hearing for interpretation. Ms. Armstrong stated that she would write Mr. Johnson a letter.

### **Applicant Interviews/File Reviews**

**Karen Wright** - charged for shoplifting in 1996. A motion was made by Ms. Wilkerson and seconded by Ms. Johnston to issue Ms. Wright a license by reciprocity. The motion carried.

**Ryan Childress** - convicted in 1986 for possession of drugs and alcohol. A motion was made by Ms. Wilkerson and seconded by Ms. Johnston to issue Mr. Childress a license by reciprocity. The motion carried.

**Amberly Leslie** - Charged with underage alcohol possession in 1998. A motion was made by Ms. Johnston and seconded by Ms. Wilkerson to issue Ms. Leslie a license by reciprocity. The motion carried.

**James Matassa** - Convicted of possession of crystal meth-amphetamines in 2001. Ms. Wilkerson asked Mr. Matassa if he had completed a TNPAP evaluation. Mr. Matassa stated that he had already taken the courses for which TNPAP wanted him to sign a contract.. He stated that the fee that TNPAP was charging him was too substantial and not within his budget. Mr. Matassa stated that the TNPAP representative that he spoke with was not willing to work with him

on a reasonable payment plan. Mr. Matassa acknowledged that he is willing to do whatever it takes to comply with TNPAP.

Dr. Walker asked Mr. Matassa if he was taking his medication. Mr. Matassa replied, no. Dr. Walker asked Mr. Matassa if he was discharged from his physician. Mr. Matassa replied, no. Dr. Walker asked Mr. Matassa if there were in any issues with his probation. Mr. Matassa answered, not that he was aware of.

Mr. Harkreader, Representative of TNPAP, said that given the severity of Mr. Matassa's case, he recommended Mr. Matassa get further treatment.

A motion was made by Ms. Wilkerson and seconded by Mr. Murphy that Mr. Matassa must be in compliance with TNPAP, retake the PTA exam and work on a provisional license under supervision with a licensed physical therapist for one (1) year. The motion carried.

Ms. Armstrong explained to Mr. Matassa that he will receive a certified letter outlining all stipulations imposed by the Committee within seven (7) to ten (10) business days.

**April Nail** - Submitted fake transcripts for the purpose of taking the PTA exam. A motion was made by Ms. Wilkerson and seconded by Ms. Johnston to deny the application for examination for April Nail. The motion carried.

**Alisa Skinner** - Falsified billing logs on patients for services not performed according to the State Board of Arkansas. A motion was made by Mr. Murphy and seconded by Ms. Wilkerson that Ms. Skinner be required to take a two hour course in jurisprudence and must practice under the supervision of a licensed physical therapist with direct on sight supervision for one (1) year. The Board must receive an initial acknowledgment letter from her supervisor and then another one at the end of the one (1) year period. The motion carried.

**Gina Rawls** - Convicted of DUI in 1991 and two prostitution charges in 1983. Ms. Rawls was referred to TNPAP where a positive evaluation deemed that she did not need to enter into a contract. A motion was made by Mr. Murphy and seconded by Ms. Johnston to allow Ms. Rawls to take the PTA examination. The motion carried.

**Lisa Jo Kennard** - Reinstatement of application – A motion was made by Mr. Murphy and seconded by Ms. Johnston for Ms. Kennard to take an ethics and jurisprudence course within the next six (6) months and upon completion to issue Ms. Kennard a provisional license to practice direct on sight supervision for one year, under the supervision of a licensed physical therapist. The motion carried.

**Cheryl Stewart** - Reinstatement of application – A motion was made by Ms. Wilkerson and seconded by Ms. Johnston for Ms. Stewart to take an ethics and jurisprudence course and retake the PTA exam. Upon successful completion of the exam Ms. Stewart will be issued a provisional license for twelve (12 months) to practice under the direct on sight supervision of a licensed physical therapist. The motion carried.

**Patricia Smith** - reinstatement of application – A motion was made by Ms. Wilkerson and seconded by Mr. Murphy for Ms. Smith to take ethics and jurisprudence within the next six months and upon completion to issue Ms. Smith a provisional license. The motion carried.

**Jill Schoolfield** – Reinstatement of application – A motion was made by Mr. Murphy and seconded by Ms. Johnston for Ms. Schoolfield to take ethics and jurisprudence within the next six months and upon completion to issue Ms. Schoolfield a provisional license. The motion carried.

**Nancy Graham** – Reinstatement of application – A motion was made by Ms. Johnston and seconded by Mr. Murphy for Ms. Graham to take ethics and jurisprudence within the next six months and upon completion to issue Ms. Graham a provisional license. The motion carried.

### **Remediation Plans**

**Tomeka Harris** – A motion was made by Ms. Johnston and seconded by Ms. Wilkerson to approve the remediation plan for Ms. Harris. The motion carried.

**Dawn Hilliard** – A motion was made by Mr. Murphy and seconded by Ms. Johnston to deny the remediation plan for Ms. Hilliard. The remediation plan submitted did not establish a course of study that identified the reasons for the previous six exam failures. The Committee would like for Ms. Hilliard to incorporate the findings of the FSBPT Examination feedback report into the remediation plan. The motion carried.

**Leslie Nobles** – A motion was made by Ms. Johnston and seconded by Ms. Wilkerson to approve the remediation that was submitted by Ms. Nobles. The motion carried.

**Casey Agee** – A motion was made by Ms. Johnston and seconded by Mr. Murphy to approve the remediation plan that was submitted by Ms. Agee. The motion carried.

**Terra Summitt** – A motion was made by Ms. Johnston and seconded by Mr. Murphy to approve the remediation plan that was submitted by Ms. Summitt. The motion carried.

**Sharonda Jones Osby** – A motion was made by Ms. Johnston and seconded by Ms. Wilkerson to approve the remediation plan that was submitted by Ms. Jones Osby. The motion carried.

## **Credential Reviews**

**Aileen Rhoda Espiritu Desquitado** – A motion was made by Ms. Johnston and seconded by Mr. Murphy to approve Ms. Espiritu Desquitado for a provisional license to complete the 480 hour clinical internship. The motion carried.

**Eliza Garcia** - A motion was made by Ms. Johnston and seconded by Mr. Murphy to approve Ms. Garcia for a full license . The motion carried.

## **Ratification of Initial Determinations**

- A. New Licenses ( see attachment)
- B. Reinstatements (see attachment)

A motion was made by Ms. Johnston and seconded by Mr. Murphy to approve the new licenses/reinstatements. The motion carried.

## **Administrative Report**

The administrative report was presented by Mary Webb at the full board meeting that was held on November 18, 2005.

## **Election of Officers**

A motion was made by Ms. Wilkerson and seconded by Mr. Murphy to reappoint Dr. Walker as the Board Chair. The motion carried.

A motion was made by Ms. Wilkerson and seconded by Mr. Murphy to elect Ms. Johnston as the Secretary from Interim Secretary. The motion carried.

There being no further business the meeting adjourned at 4:45 p.m.

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**Teresa B. Johnston, Secretary**